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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 UNITED STATES OF AMERICA

9 Plaintiff,

10 v.

11 MAHIR NAIL YIRMIBESOGLU,

12 Defendant.

Case No. MJ12-87

**DETENTION ORDER**

13 Defendant is charged with distribution of child pornography and possession of child  
14 pornography. On February 24, 2012, the Court conducted a detention hearing pursuant to Title  
15 18 U.S.C. § 3142(f), and found that no condition or combination of conditions which the  
16 defendant can meet will reasonably assure the appearance of the defendant as required and the  
17 safety of any other person and the community.

18 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

19 Defendant entered the Country in 2010 and has minimal ties to this area. While he is  
20 married and his wife lives in the district, most of his family resides in Turkey. Defendant is not a  
21 U.S. citizen but a Turkish citizen. He faces serious charges and if convicted may serve a lengthy  
22 prison sentence. Given his lack of ties and foreign citizenship he has the incentive to flee and a  
23 foreign country to flee to. The government's case as set forth in the complaint also appears to be

1 strong. Defendant is in the country on a student visa and needs to remain in school to maintain  
2 that status. The government has proffered that if released, defendant's current school would  
3 place him into contact with minors.

4 It is therefore **ORDERED**:

5 (1) Defendant shall be detained pending trial and committed to the custody of the  
6 Attorney General for confinement in a correctional facility separate, to the extent practicable,  
7 from persons awaiting or serving sentences, or being held in custody pending appeal;

8 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
9 counsel;

10 (3) On order of a court of the United States or on request of an attorney for the  
11 Government, the person in charge of the correctional facility in which Defendant is confined  
12 shall deliver the defendant to a United States Marshal for the purpose of an appearance in  
13 connection with a court proceeding; and

14 (4) The Clerk shall direct copies of this order to counsel for the United States, to  
15 counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services  
16 Officer.

17 DATED this 24<sup>th</sup> day of February, 2012.

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20 BRIAN A. TSUCHIDA  
21 United States Magistrate Judge  
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